

PROOF

STATE OF IOWA

Senate Journal

TUESDAY, JANUARY 28, 2003

Printed daily by the State of Iowa during the sessions of the General Assembly. An official corrected copy is available for reference in the Secretary of the Senate's Office. (The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE SENATE

SIXTEENTH CALENDAR DAY
TENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 28, 2003

The Senate met in regular session at 8:31 a.m., President Pro Tempore Angelo presiding.

Prayer was offered by the Reverend Dan Witkowski, pastor of St. John's Lutheran Church in Des Moines, Iowa. He was the guest of Senator Seng.

The Journal of Monday, January 27, 2003, was approved.

Senator Tinsman offered tribute to Senator Lyle Zieman, former member of the Senate from Allamakee County, Postville, Iowa, who passed away on January 25, 2003. Senator Tinsman read the following poems written by Senator Lyle Zieman:

LIFE'S JOURNEY

When we come to the end
of life's journey's lane
And we gaze at the sunset
and in joy explain
that after the sunset
comes the bright morn
and ask of the Lord
that we will be reborn.
May we meet our friends
that have long been passed
and thanks to the Lord
we have held to His grasp
Let us think of the joys
we have to use
and they continue
as He shall choose.

NO MORE CLOUDS

I'm sure there've been times in all our lives,
when we felt we would like to turn back.
But this, my friends, is the impossible task
for we all must face the facts.
It's up to us to accept and cope
the hardships we've endured
and not be overcome by some fantastic lure.
But with faith and hope in that ray of light
that is trying to come through our door
May we open it wide and let it shine in,
so the clouds will be no more.

A moment of silence was observed by the Senate in memory of
Senator Lyle Zieman.

ADJOURNMENT

On motion of Senator Veenstra, the Senate adjourned at 8:44 a.m.
until 8:30 a.m. Wednesday, January 29, 2003.

APPENDIX

The following appointments were announced on January 27, 2003:

APPOINTMENTS BY THE SENATE MAJORITY AND MINORITY LEADERS

*Indicates appointment mandated by statute

IOWA LEGISLATIVE COUNCIL (Iowa Code section 2.41) (Expires 2/1/2005)

*Stewart E. Iverson, Jr., Vice Chair
 *Mary Kramer
 *Jeff Angelo
 *Michael E. Gronstal
 * Jeff Lamberti
 *Robert E. Dvorsky
 Nancy Boettger
 Joe Bolkcom
 Mike Connolly
 John Putney
 Amanda Ragan
 Neal Schuerer

IOWA LEGISLATIVE COUNCIL COMMITTEES (Iowa Code section 2.45) (Expires 2/1/2005)

ADMINISTRATION

Jeff Angelo, Vice Chair
 Mike Connolly
 Neal Schuerer

CAPITAL PROJECTS

*Jeff Lamberti, Vice Chair
 Nancy Boettger
 Joe Bolkcom
 Robert E. Dvorsky
 Mary Kramer

FISCAL

*Jeff Lamberti, Chair
 *Joe Bolkcom
 *Robert E. Dvorsky
 *Larry McKibben
 Neal Schuerer

INTERNATIONAL RELATIONS

Nancy Boettger, Chair
 Dennis H. Black
 Gene Fraise
 Jack Holveck
 Hubert Houser
 John Putney
 Maggie Tinsman

SERVICE

Mary Kramer, Chair
 Jeff Angelo
 Michael E. Gronstal

STUDIES

Stewart E. Iverson, Jr., Chair
 Nancy Boettger
 Michael E. Gronstal
 Mary Kramer
 Amanda Ragan

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Service Bureau:

January 28, 2003

BOARD OF REGENTS

Beginning Farmer Center Annual Report — notification that the report in electronic form is available online.

DEPARTMENT OF CORRECTIONS

Report on Pay for Stay during the fiscal year beginning July 1, 2001 — notification that the report in electronic form is available online.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Samuel Steven Becker, Storm Lake — For achieving the rank of Eagle Scout. Senator Kettering (1/28/03).

Thomas O. Haukap, Lake View — For achieving the rank of Eagle Scout. Senator Kettering (1/28/03).

Irma Pullin, Waterloo — For celebrating your 95th birthday on January 22, 2003. Senator Dotzler (1/28/03).

REPORTS OF COMMITTEE MEETINGS

ETHICS

Convened: January 27, 2003, 4:30 p.m.

Members Present: Drake, Chair; Kibbie, Ranking Member; Connolly and McKibben.

Members Absent: Redfern, Vice Chair; and Dearden (both excused).

Committee Business: Approved SSBs 1014 and 1015.

Adjourned: 4:40 p.m.

JUDICIARY

Convened: January 27, 2003, 3:35 p.m.

Members Present: Redfern, Chair; Kreiman, Ranking Member; Boettger, Fraise, Holveck, Horn, Kettering, Lamberti, McKibben, Miller, Putney, and Quirmbach.

Members Absent: Larson, Vice Chair; McCoy and Tinsman (all excused).

Committee Business: Subcommittee assignments.

Adjourned: 3:40 p.m.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 1, by Kramer and Iverson, a joint resolution authorizing the temporary use and consumption of wine in the State Capitol in conjunction with the awards ceremony of the World Food Prize Foundation.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

Senate Resolution 3, by committee on Ethics, a resolution relating to the Senate Code of Ethics governing the conduct of members of the Senate in relation to their senatorial duties during the Eightieth General Assembly.

Read first time under Rule 28 and **placed on calendar**.

Senate Resolution 4, by committee on Ethics, a resolution relating to the Senate Rules Governing Lobbyists and their interactions with the Senate and members of the Senate during the Eightieth General Assembly.

Read first time under Rule 28 and **placed on calendar**.

Senate Resolution 5, by Iverson and Gronstal, a resolution designating January 29, 2003, as Iowa Insurance Day.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

[Senate File 52](#), by Rehberg, a bill for an act providing for a valid marital property order under the Iowa public employee's retirement system.

Read first time under Rule 28 and referred to committee on **State Government**.

[Senate File 53](#), by Connolly, a bill for an act relating to city or county civil service commissions.

Read first time under Rule 28 and referred to committee on **Local Government**.

[Senate File 54](#), by Connolly, a bill for an act specifying that health insurance benefits for retirees are included within the topic of insurance as a mandatory subject of bargaining for public employees.

Read first time under Rule 28 and referred to committee on **State Government**.

[Senate File 55](#), by Lundby, a bill for an act modifying allocations and apportionments of road use tax funds.

Read first time under Rule 28 and referred to committee on **Transportation**.

[Senate File 56](#), by Tinsman, a bill for an act relating to delivery of voted absentee ballots to the commissioner's office.

Read first time under Rule 28 and referred to committee on **State Government**.

[Senate File 57](#), by Angelo, a bill for an act relating to the various duties of the county treasurer.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 58, by Tinsman, Lundby, and Holveck, a bill for an act relating to third-party payment of health care coverage costs for biologically based mental illness treatment services.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 59, by Tinsman, a bill for an act requiring establishment of county child protection assistance teams.

Read first time under Rule 28 and referred to committee on **Human Resources**.

STUDY BILLS RECEIVED

SSB 1022 Local Government

Allowing county recorders to collect fees for planning and implementation of electronic recording and transactions and for development of electronic access websites.

SBB 1023 Commerce

Relating to financial services business licensing and regulation, providing criminal and civil penalties, and providing an effective date.

SUBCOMMITTEE ASSIGNMENTS

Senate File 51

JUDICIARY: Boettger, Chair; Kettering and McCoy

SSB 1022

LOCAL GOVERNMENT: Angelo, Chair; Houser and McCoy

SSB 1023

COMMERCE: Angelo, Chair; Warnstadt and Wieck

COMMITTEE REPORTS

ETHICS

Final Bill Action: [SENATE RESOLUTION 3 \(SSB 1015\)](#), a resolution relating to the Senate Code of Ethics governing the conduct of members of the Senate in relation to their senatorial duties during the Eightieth General Assembly.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 4: Drake, Kibbie, Connolly, and McKibben. Nays, none. Absent, 2: Redfern and Dearden.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Final Bill Action: [SENATE RESOLUTION 4 \(SSB 1014\)](#), a resolution relating to the Senate Rules Governing Lobbyists and their interactions with the Senate and members of the Senate during the Eightieth General Assembly.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 4: Drake, Kibbie, Connolly, and McKibben. Nays, none. Absent, 2: Redfern and Dearden.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENT FILED

[S-3006](#)

[S.F. 37](#)

David Miller